

**JUDGE SAND**

AO 440 (Rev. 8/01) Summons in a Civil Action

## UNITED STATES DISTRICT COURT

Southern

District of

New York

Meruelo Capital Partners 2, LLC

V.  
Vishal Bhutani & Paul Eibleler

## SUMMONS IN A CIVIL ACTION

**08 CV 00531**

CASE NUMBER:

TO: (Name and address of Defendant)

Vishal Bhutani  
767 Third Avenue, 39th Floor  
New York, New York 10117

YOU ARE HEREBY SUMMONED and required to serve on PLAINTIFF'S ATTORNEY (name and address)

THE ROSEN LAW FIRM, P.A.  
Laurence M. Rosen  
Phillip Kim  
350 5th Avenue, Suite 5508  
New York, New York 10118  
tel: (212) 686-1060

an answer to the complaint which is served on you with this summons, within 20 days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

**J. MICHAEL McMAHON**

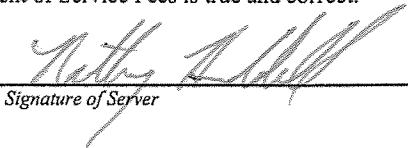
CLERK

(By) DEPUTY CLERK

DATE

JAN 22 2008

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RETURN OF SERVICE		
Service of the Summons and complaint was made by me <sup>(1)</sup>	DATE	
NAME OF SERVER (PRINT)	TITLE	
Check one box below to indicate appropriate method of service		
<input type="checkbox"/> Served personally upon the defendant. Place where served:  <input checked="" type="checkbox"/> Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein. Name of person with whom the summons and complaint were left: <i>Adelfa Silva, receptionist at Alexandria Investment Management</i> <i>767 3rd Avenue, 39th Floor</i> <i>New York, NY</i>		
<input type="checkbox"/> Returned unexecuted:  <input type="checkbox"/> Other (specify):		
STATEMENT OF SERVICE FEES		
TRAVEL	SERVICES	TOTAL \$0.00
DECLARATION OF SERVER		
I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.		
Executed on <u>1/28/08</u> Date	 <small>Signature of Server</small>	
<u>350 Fifth Avenue, Suite 5508</u> <small>Address of Server</small> <u>New York, NY 10118</u>		

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.